

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

PAUL ALBEE, individually and derivatively on behalf of Aromatic Fusion, Inc.	:	CIVIL ACTION
Plaintiff,	:	
v.	:	NO. 2:21-cv-03984
ERIC ALBEE and WHITE BEAR TRADING COMPANY	:	
Defendants	:	
and	:	
AROMATIC FUSION, INC.	:	
Nominal Defendant.	:	
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AROMATIC FUSION INC. and WHITE BEAR TRADING COMPANY,	:	
Third-Party Plaintiffs	:	
v.	:	
MARY ANN ALBEE, SANDRA ALBEE KEELEY, and P3n TECHNOLOGY INC.	:	
Third-Party Defendants	:	

ORDER

AND NOW, this _____ day of _____, 2022, upon
consideration of Plaintiff/Counterclaim Defendant Paul Albee and Third-Party Defendants Mary

Ann Albee, Sandra Albee Keeley and P3n Technology, Inc.'s Motion to Dismiss Counterclaim and Third-Party Complaint, and Defendant/Third-Party Plaintiff's response thereto, it is hereby ORDERED that the Motion is GRANTED and the Counterclaim and Third-Party Complaint are dismissed with prejudice.

SO ORDERED:

Hon. Petrese B. Tucker, U.S.D.J.

P3n Technology, Inc., by their attorneys Semanoff Ormsby Greenberg & Torchia, LLC, hereby move to dismiss the Counterclaim and Third-Party Complaint due to their legal insufficiency pursuant to Federal Civil Rule of Civil Procedure 12(b)(6).

SEMANOFF ORMSBY
GREENBERG & TORCHIA, LLC

BY:


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*Attorneys for Plaintiff Paul Albee
and Third-Party Defendants Mary Ann Albee,
Sandra Albee Keeley and P3n Technology, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on the date indicated below service of a true and correct copy of the attached Motion to Dismiss Counterclaim and Third-Party Complaint was made via ECF notification and email to the following:

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STEPHEN C. GOLDBLUM, ESQUIRE

DATED: December 20, 2021